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21 INC., CHICAGO TITLE INSURANCE
22 COMPANY, CHICAGO TITLE OF
23 NEVADA, INC., FIDELITY NATIONAL
24 TITLE AGENCY OF NEVADA, INC., and
25 TICOR TITLE OF NEVADA, INC.

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

BANK OF AMERICA, N.A., AS
SUCCESSOR BY MERGER TO BAC
HOME LOANS SERVICING, LP,

Plaintiff,

vs.

FIDELITY NATIONAL TITLE GROUP,
INC., et al.,

Defendants.

Case No.: 2:21-cv-00353-KJD-NJK

~~STIPULATION AND PROPOSED~~
**ORDER TO EXTEND TIME TO
RESPOND TO PLAINTIFF'S
MOTION TO REMAND AND DEFER
DEADLINE TO FILE RESPONSE TO
COMPLAINT**

(FIRST REQUEST)



1 Plaintiff Bank of America, N.A. (“BANA”) and Defendants Fidelity National Title Group,
 2 Inc., Chicago Title Insurance Company, Chicago Title of Nevada, Inc., Fidelity National Title
 3 Agency of Nevada, Inc., and Ticor Title of Nevada, Inc. (collectively, “Defendants,” and with
 4 BANA, the “Parties”), by and through their counsel of record, hereby stipulate and agree as follows:

5 **WHEREAS**, on March 1, 2021, BANA filed its Complaint in the Eighth Judicial District
 6 Court, Case No. A-21-830287-C [ECF No. 1-1];

7 **WHEREAS**, on March 1, 2021, Chicago Title filed a Petition for Removal to this Court
 8 [ECF No. 1];

9 **WHEREAS**, on March 31, 2021, BANA filed a Motion for Remand [ECF No. 7];

10 **WHEREAS**, on March 31, 2021, BANA filed a Motion for Costs and Fees [ECF No. 8];

11 **WHEREAS**, on April 12, 2021, an amended removal petition was filed [ECF No. 9];

12 **WHEREAS**, on April 23, 2021, this Court granted the Parties’ stipulation to stay the case
 13 pending the appeal in *Wells Fargo Bank, N.A. v. Fidelity National Title Ins. Co.*, Ninth Cir. Case
 14 No. 19-17332 (District Court Case No. 3:19-cv-00241-MMD-WGC) (the “*Wells Fargo II Appeal*”
 15 [ECF No. 13];

16 **WHEREAS**, Defendants’ time to oppose the motion to remand, to oppose the motion for
 17 fees, and to file responsive pleadings had not yet expired;

18 **WHEREAS**, according to the terms of the stipulation to stay the case, Defendants’
 19 deadlines to oppose BANA’s motion to remand this action to the Eighth District Court (ECF No.
 20 7), to oppose BANA’s motion for fees (ECF No. 8), and to file a responsive pleading were continued
 21 and would be reset by mutual agreement of the Parties;

22 **NOW THEREFORE**, the Parties, by and through their undersigned counsel, hereby
 23 stipulate and agree as follows:

24 1. Defendants’ deadline to oppose BANA’s motion to remand this action to the Eighth
 25 District Court (ECF No. 7) and motion for fees (ECF No. 8) will be January 28, 2022;

26 2. BANA’s deadline to file a reply in support of its motion to remand and motion for
 27 fees will be by code.

3. The Parties stipulate and agree that, in the interests of judicial economy, the deadline



1 to file a responsive pleading to the Complaint will continue to be stayed and will be reset, if
2 necessary, by agreement of the parties following the Court's ruling on the remand motion.

3 **IT IS SO STIPULATED.**

4
5 Dated: December 28, 2021

EARLY SULLIVAN WRIGHT
GIZER & McRAE LLP

6
7 By: /s/-- Scott E. Gizer

8 SCOTT E. GIZER
9 SOPHIA S. LAU
10 Attorneys for Defendants FIDELITY
11 NATIONAL TITLE GROUP, INC.,
CHICAGO TITLE INSURANCE COMPANY,
CHICAGO TITLE OF NEVADA, INC.,
FIDELITY NATIONAL TITLE AGENCY OF
NEVADA, INC., and TICOR TITLE OF
NEVADA, INC.

12
13 Dated: December 28, 2021

MCCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH LLP

14
15 By: /s/-- Michael R. Merritt

16 MICHAEL R. MERRITT
17 Attorneys for Defendants FIDELITY
18 NATIONAL TITLE GROUP, INC.,
CHICAGO TITLE INSURANCE COMPANY,
CHICAGO TITLE OF NEVADA, INC.,
FIDELITY NATIONAL TITLE AGENCY OF
NEVADA, INC., and TICOR TITLE OF
NEVADA, INC.

19
20 Dated: December 28, 2021

WRIGHT FINLAY & ZAK, LLP

21
22 By: /s/-Darren T. Brenner

DARREN T. BRENNER
Attorneys for Plaintiff BANK OF AMERICA,
N.A.

23
24 **IT IS SO ORDERED:**

25
26 Dated: January 3, 2022

27
28 By: 
KENT J. DAWSON
UNITED STATES DISTRICT JUDGE

